

# FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

(\$ 84

## Complete if Known

|                      |                   |
|----------------------|-------------------|
| Application Number   | 09/764,787        |
| Filing Date          | January 17, 2001  |
| First Named Inventor | Julie A. Schwartz |
| Examiner Name        | Nguyen, Tan D     |
| Art Unit             | 3629              |
| Attorney Docket No.  | 0002.US00         |

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit Account Number  
Deposit Account Name

50-1674

Kintera, Inc.

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) during the pendency of this application☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description        | Fee Paid |
|----------------------------|----------------------------|------------------------|----------|
| 1001 750                   | 2001 375                   | Utility filing fee     |          |
| 1002 330                   | 2002 165                   | Design filing fee      |          |
| 1003 520                   | 2003 260                   | Plant filing fee       |          |
| 1004 750                   | 2004 375                   | Reissue filing fee     |          |
| 1005 160                   | 2005 80                    | Provisional filing fee |          |

SUBTOTAL (1) (\$)

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| Total Claims       | Extra Claims  | Fee from below | Fee Paid |
|--------------------|---------------|----------------|----------|
| Independent Claims | 8 - 20** = 12 | 12 X 4 = 48    | 84       |
| Multiple Dependent |               |                |          |

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description  |
|----------------------------|----------------------------|--|
| 1202 18                    | 2202 9                     | Claims in excess of 20                                     |
| 1201 84                    | 2201 42                    | Independent claims in excess of 3                          |
| 1203 280                   | 2203 140                   | Multiple dependent claim, if not paid                      |
| 1204 84                    | 2204 42                    | ** Reissue independent claims over original patent         |
| 1205 18                    | 2205 9                     | ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$ 84

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description  | Fee Paid |
|----------------------------|----------------------------|--|----------|
| 1051 130                   | 2051 65                    | Surcharge - late filing fee or oath  |          |
| 1052 50                    | 2052 25                    | Surcharge - late provisional filing fee or cover sheet                     |          |
| 1053 130                   | 1053 130                   | Non-English specification  |          |
| 1812 2,520                 | 1812 2,520                 | For filing a request for ex parte reexamination                            |          |
| 1804 920*                  | 1804 920*                  | Requesting publication of SIR prior to Examiner action                     |          |
| 1805 1,840*                | 1805 1,840*                | Requesting publication of SIR after Examiner action                        |          |
| 1251 110                   | 2251 55                    | Extension for reply within first month                                     |          |
| 1252 410                   | 2252 205                   | Extension for reply within second month                                    |          |
| 1253 930                   | 2253 465                   | Extension for reply within third month                                     |          |
| 1254 1,450                 | 2254 725                   | Extension for reply within fourth month                                    |          |
| 1255 1,970                 | 2255 985                   | Extension for reply within fifth month                                     |          |
| 1401 320                   | 2401 160                   | Notice of Appeal   |          |
| 1402 320                   | 2402 160                   | Filing a brief in support of an appeal                                     |          |
| 1403 280                   | 2403 140                   | Request for oral hearing   |          |
| 1451 1,510                 | 1451 1,510                 | Petition to institute a public use proceeding                              |          |
| 1452 110                   | 2452 55                    | Petition to revive - unavoidable   |          |
| 1453 1,300                 | 2453 650                   | Petition to revive - unintentional   |          |
| 1501 1,300                 | 2501 650                   | Utility issue fee (or reissue)   |          |
| 1502 470                   | 2502 235                   | Design issue fee   |          |
| 1503 630                   | 2503 315                   | Plant issue fee  |          |
| 1460 130                   | 1460 130                   | Petitions to the Commissioner  |          |
| 1807 50                    | 1807 50                    | Processing fee under 37 CFR 1.121(d)                                       |          |
| 1806 180                   | 1806 180                   | Submission of Information Disclosure Stmt                                  |          |
| 8021 40                    | 8021 40                    | Recording each patent assignment per property (times number of properties) |          |
| 1809 750                   | 2809 375                   | Filing a submission after final rejection (37 CFR 1.129(a))                |          |
| 1810 750                   | 2810 375                   | For each additional invention to be examined (37 CFR 1.129(b))             |          |
| 1801 750                   | 2801 375                   | Request for Continued Examination (RCE)                                    |          |
| 1802 900                   | 1802 900                   | Request for expedited examination of a design application                  |          |

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

## SUBMITTED BY

Name (Print/Type)

Michael A. Rahman

Registration No. (Attorney/Agent)

43,872

(Complete if applicable)

Telephone 858-795-3011

Signature

Date

June 12, 2003

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231  
www.uspto.gov

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 09/764,787      | 01/17/2001  | Julie A. Schwartz    | 0002.US00           | 7187             |

27309 7590 04/24/2003

KINTERA INC.  
9605 SCRANTON ROAD, SUITE 240  
SAN DIEGO, CA 92121



EXAMINER

NGUYEN, TAN D

ART UNIT PAPER NUMBER

3629

DATE MAILED: 04/24/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

RECEIVED  
JUN 23 2003  
GROUP 3600

**Office Action Summary**

JUN 12 2003

Application No.

09/764,787

Applicant(s)

SCHWARTZ ET AL.

Examiner

Tan Dean Nguyen

Art Unit

3629

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 10 March 2001.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-54 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-54 is/are rejected.
- 7) ☐ Claim(s) 1-27 is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on \_\_\_\_\_ is: a) ☐ approved b) ☐ disapproved by the Examiner.
- If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

**Priority under 35 U.S.C. §§ 119 and 120**

- 13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
- a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

**Attachment(s)**

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449) Paper No(s) \_\_\_\_\_
- 4) ☐ Interview Summary (PTO-413) Paper No(s). \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other:

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## **DETAILED ACTION**

### ***Information Disclosure Statement***

1. The prior art statement filed 3/26/2001 has been received and recorded.

### ***Claim Objections***

1. Claims 1-27 are objected to because of the following informalities: Preamble calls for "A method ...by an organization or person" but there is no support in the specification for person. Appropriate correction is required.

### ***Claim Rejections - 35 USC § 112***

2. Claims 1-27 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. In claim 1, it's not clear who registering on the website, a person, 2<sup>nd</sup> person? And who contacting 3rd party, the same person who registering or different person or organization.

### ***Rejections - 35 USC § 102***

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(a) the invention was known or used by others in this country, or patented or described in a printed publication in this or a foreign country, before the invention thereof by the applicant for a patent.

### ***Claim Rejections - 35 USC § 103***

4. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and

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the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made:

5. Claims 1-27, 28-50, 51-54 are rejected under 35 U.S.C. 102(a) as anticipated by or, in the alternative, under 35 U.S.C. 103(a) as obvious over COSTIN, IV et al (US 2002/0049816).

As for claims 1, 51, 53, 52, 28, 54 COSTIN, IV et al discloses a method and a system and a computer program for conducting a fundraising campaign by an organization over a wide-area network comprising the steps of: a) hosting a website including a plurality of linked web pages, the website providing information about the fundraising campaign and soliciting potential donors to make a charitable contribution to the fundraising campaign, b) registering on the website, c) contacting a 3<sup>rd</sup> party via email messages soliciting charitable donations, and d) providing information about fundraising campaign parameters such as status, goals, start/end dates (see Figs. 1a, 0006, 0007, 0009, 0010, 0019, 0065, 0067, 0070, 0071, 0072, 0075, 0082, 0083). Alternatively, the use of other well known/conventional parameters for fundraising campaign or a campaign would have been obvious to a skilled artisan (0087).

As for claims 2-4, 6-11, 29-31, 33-36, COSTIN, IV et al fairly teaches the general concept of contacting/involving other people in the campaign such as Friend-to-Friend Fundraising, using email or other known means, see 0010, 0019, 0065, 0066, 0067. As for claims 5, 32, these are taught in 0082. As for claims 12-16, 37-41, COSTIN, IV et al also teaches the general concept of raising fund through well known fundraising events such as athletic events (5k race). Alternatively, the selection of other similar sporty, artistic, entertained/special events, etc., would have been obvious (see 0066, Figs 8, 9-

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14). As for claims 17-19, 42-43, COSTIN, IV et al teaches the concept of recruiting/recognizing primary or new donor (0019, 0021), therefore, the various ways for honoring primary/new donors, i.e., virtual plaques, would have been obvious. As for claims 22-27, 44-50, they are fairly taught in 0065-0069, 0073-0079.

### ***Conclusion***

6. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

1) US 2002/0038225 A1 discloses a method and system for managing fundraising campaign including various ways to raise funds such as matching of contribution, games of challenging/competition for giving, etc. and could have been included in COSTIN, IV et al for teaching of various parameters of fundraising campaign.

2) US 2002/0080175 discloses a method and system for managing fundraising campaigns.

3) JP 407225801A discloses a fund-raising transaction system for transaction device.

4) Article "Campaign 2000: ...Candidate Sites" discloses method for raising fund for political candidate.

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1. Telephone inquiries regarding the status of applications or other general questions, by persons entitled to the information, should be directed to the group clerical personnel and not to the examiner. As the official records and applications are located in the clerical section of the examining Tech Center, the clerical personnel can readily provide status information without contacting the examiner. See MPEP 203.08. The Tech Center clerical receptionist number is (703) 308-1113.

In receiving an Office Action, it becomes apparent that certain documents are missing, e. g. copies of references, Forms PTO 1449, PTO-892, etc., requests for copies should be directed to Tech Center 3600 Customer Service at (703) 306-5771, or e-mail CustomerService3600@uspto.gov.

Any inquiry concerning the merits of the examination of the application should be directed to Dean Tan Nguyen at telephone number (703) 308-2053. My work schedule is normally Monday through Friday from 7:00 am through 4:30 pm.

Should I be unavailable during my normal working hours, my supervisor John Weiss may be reached at (703) 308-2702. The FAX phone numbers for formal communications concerning this application are (703) 305-7687. Informal communications may be made, following a telephone call to the examiner, by an informal FAX number to be given.

Other possibly helpful telephone numbers are:

|                                 |                      |
|---------------------------------|----------------------|
| Allowed Files & Publication     | (703) 305-8322       |
| Assignment Branch               | (703) 308-9287       |
| Certificates of Correction      | (703) 305-8309       |
| Drawing Corrections/Draftsman   | (703) 305-8404/ 8335 |
| Fee Questions                   | (703) 305-5125       |
| Intellectual Property Questions | (703) 305-8217       |
| Petitions/Special Programs      | (703) 305-9282       |
| Terminal Disclaimers            | (703) 305-8408       |
| Information Help Line           | 1-800-786-9199       |

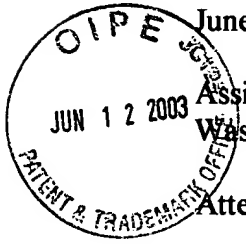
dtm

  
**DEAN T. NGUYEN**  
**PRIMARY EXAMINER**



06 16 03

3629



June 12, 2003

Assistant Commissioner for Patents  
Washington, D. C. 20231

EXPRESS MAIL NO. EU103497508US

Attention: Box Patent Application

Re: U.S. Non-Provisional Utility Patent Application  
Application No.: 09/764,787  
Filed: January 17, 2001  
For: METHOD AND SYSTEM FOR AN EFFICIENT FUNDRAISING  
CAMPAIGN OVER A WIDE AREA NETWORK  
Inventors: Julie A. Schwartz et. al  
Our Reference: 0002.US00

Sir:

The following documents are being forwarded herewith for appropriate action by  
the U.S. Patent and Trademark Office:

1. Response to Office Action dated April 24, 2003 (37 CFR 1.111);
2. Affidavit of Julie A. Schwartz (37 CFR 1.131);
3. Copy of the Office Action; and
4. Return Postcard.

Applicants have added two new independent claims in this Amendment.  
Applicants believe that an additional fee of \$84.00 is due. The Commissioner is hereby  
authorized to charge the required fee to Deposit Account 50-1674. To the extent that any  
further fees, whatsoever, are required, the Commissioner is hereby authorized to charge  
payment of any additional fees to the Deposit Account No. 50-1674. Please also credit  
any overpayment to this same Deposit Account.

Respectfully submitted,

Michael A. Rahman  
Attorney for Applicants  
Reg. No. 43,872

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JUN 23 2003

GROUP 3600

MAR:bg  
Enclosures

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